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Attorney for Plaintiff
WAYNE BERRY

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

WAYNE BERRY, a Hawaii citizen;) Civ. No. CV03 00385 SOM-LEK
) (Copyright)
Plaintiff,)
)
vs.) **NOTICE OF HEARING OF**
) **PLAINTIFF WAYNE BERRY’S**
HAWAIIAN EXPRESS SERVICE,) **MOTION *IN LIMINE* TO**
INC., a California corporation; et al.) **EXCLUDE ANY TESTIMONY OF**
) **MARTIN WALKER (Plaintiff No. 2)**
)
) **Hearing:**
) DATE: February 24, 2006
) TIME: 2:00 p.m.
Defendants.) JUDE: Hon. Susan Oki Mollway
)
)
) Trial Date: February 28, 2006
)
)
)
)

NOTICE OF HEARING

TO: LEX R. SMITH, ESQ.
ANNE E. LOPEZ, ESQ.
Kobayashi Sugita & Goda
First Hawaiian Center
999 Bishop Street, Suite 2600
Honolulu, Hawaii 96813
Attorneys for Defendant
Fleming Companies, Inc.
C&S Wholesale Grocers, Inc.,
C&S Logistics of Hawaii, LLC,
C&S Acquisitions, LLC, ES3, LLC
and RICHARD COHEN

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Attorneys for Post-Confirmation Trust of
Defendant Fleming Companies, Inc.

LYLE HOSODA, ESQ.
345 Queen Street, Suite 804
Honolulu, Hawaii 96813
Attorney for Defendants Mark Dillon,
Brian Christensen and Teresa Noa
Melvin Ponce, Alfreda Waiolama,
Jacqueline Rio, and Justin Fukumoto

NOTICE IS HEREBY GIVEN that Plaintiff Wayne Berry's **PLAINTIFF**

WAYNE BERRY'S MOTION *IN LIMINE* TO EXCLUDE ANY

TESTIMONY OF MARTIN WALKER shall come on for hearing before the Honorable Susan Oki Mollway, United States District Judge of the above-entitled Court, in her courtroom in the United States District Court, 300 Ala Moana Boulevard, Honolulu, Hawaii 96813 on February 24, 2006 at 2:00 p.m., or as soon thereafter as counsel can be heard.

Dated: Honolulu, Hawai'i, February 22, 2006

/s/ Timothy J. Hogan
TIMOTHY J. HOGAN
Attorney for Plaintiff WAYNE BERRY